

**U.S. District Court  
California Northern District (San Francisco)  
CIVIL DOCKET FOR CASE #: 3:18-cv-01979-WHA**

American Small Business League v. Department of Defense  
Assigned to: Judge William Alsup  
Relate Case Case: 3:14-cv-02166-WHA  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/30/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**American Small Business League**

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V.

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**Department of Defense**

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**Intervenor**

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Date Filed	#	Docket Text
03/30/2018	<u>1</u>	COMPLAINT against Department of Defense ( Filing fee \$ 400, receipt number 0971-12236017.). Filed by American Small Business League. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Olson, Karl) (Filed on 3/30/2018) (Entered: 03/30/2018)
04/02/2018	<u>2</u>	Case assigned to Magistrate Judge Maria-Elena James.  Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at <a href="http://cand.uscourts.gov/ecf/caseopening">http://cand.uscourts.gov/ecf/caseopening</a> .  Standing orders can be downloaded from the court's web page at <a href="http://www.cand.uscourts.gov/judges">www.cand.uscourts.gov/judges</a> . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 4/16/2018. (srnS, COURT STAFF) (Filed on 4/2/2018) (Entered: 04/02/2018)
04/02/2018	<u>3</u>	<b>Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 6/21/2018. Initial Case Management Conference set for 6/28/2018 10:00 AM. (hdjS, COURT STAFF) (Filed on 4/2/2018) (Entered: 04/02/2018)</b>
04/02/2018	<u>4</u>	Summons Issued as to Department of Defense, U.S. Attorney and U.S. Attorney General (hdjS, COURT STAFF) (Filed on 4/2/2018) (Entered: 04/02/2018)
04/06/2018	<u>5</u>	CERTIFICATE OF SERVICE by American Small Business League (Olson, Karl) (Filed on 4/6/2018) (Entered: 04/06/2018)
04/16/2018	<u>6</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Department of Defense.. (London, Ellen) (Filed on 4/16/2018) (Entered: 04/16/2018)
04/16/2018	<u>7</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by American Small Business League.. (Olson, Karl) (Filed on 4/16/2018) (Entered: 04/16/2018)
04/16/2018	<u>8</u>	MOTION to Relate Case filed by American Small Business League. (Attachments: # <u>1</u> Declaration)(Olson, Karl) (Filed on 4/16/2018) (Entered: 04/16/2018)
04/17/2018	<u>9</u>	CLERK'S NOTICE OF IMPENDING REASSIGNMENT TO A U.S. DISTRICT COURT JUDGE: The Clerk of this Court will now randomly reassign this case to a District Judge because either (1) a party has not consented to the jurisdiction of a Magistrate Judge, or (2) time is of the essence in deciding a pending judicial action for which the necessary consents to Magistrate Judge jurisdiction have not been secured. You will be informed by separate notice of the district judge to whom this case is reassigned.  ALL HEARING DATES PRESENTLY SCHEDULED BEFORE THE CURRENT MAGISTRATE JUDGE ARE VACATED AND SHOULD BE RE-NOTICED FOR HEARING BEFORE THE JUDGE TO WHOM THIS CASE IS REASSIGNED.  <i>This is a text only docket entry; there is no document associated with this notice.</i> (rmm2S, COURT STAFF) (Filed on 4/17/2018) (Entered: 04/17/2018)

04/18/2018	<u>10</u>	<b>ORDER REASSIGNING CASE. Case Reassigned to Judge William H. Orrick. Magistrate Judge Maria–Elena James no longer assigned to the case. This case is assigned to a judge who participates in the Cameras in the Courtroom Pilot Project. See General Order 65 and <a href="http://cand.uscourts.gov/cameras">http://cand.uscourts.gov/cameras</a>. Signed by Executive Committee on 4/18/18. (Attachments: # <u>1</u> Notice of Eligibility for Video Recording)(as, COURT STAFF) (Filed on 4/18/2018) (Entered: 04/18/2018)</b>
04/18/2018	<u>11</u>	<b>CASE MANAGEMENT CONFERENCE ORDER – Case Management Conference set for 6/19/2018 02:00 PM in San Francisco, Courtroom 02, 17th Floor. Case Management Statement due by 6/12/2018. Signed by Judge William H. Orrick on 04/18/2018. (jmdS, COURT STAFF) (Filed on 4/18/2018) (Entered: 04/18/2018)</b>
04/19/2018	<u>12</u>	Proposed Order <i>re Motion to Relate Case</i> by American Small Business League. (Olson, Karl) (Filed on 4/19/2018) (Entered: 04/19/2018)
04/20/2018	<u>13</u>	RESPONSE to <u>8</u> <i>Administrative Motion to Relate Case</i> by Department of Defense. (Attachments: # <u>1</u> Proposed Order)(London, Ellen) (Filed on 4/20/2018) Modified on 4/23/2018 (aaaS, COURT STAFF). (Entered: 04/20/2018)
04/20/2018	<u>14</u>	CERTIFICATE OF SERVICE by American Small Business League re <u>11</u> Case Management Scheduling Order, (Olson, Karl) (Filed on 4/20/2018) (Entered: 04/20/2018)
04/25/2018	<u>15</u>	RESPONSE to re <u>13</u> Response ( Non Motion ) <i>Reply Brief in Support of Administrative Motion to Relate Case</i> by American Small Business League. (Olson, Karl) (Filed on 4/25/2018) (Entered: 04/25/2018)
04/30/2018	<u>16</u>	<b>ORDER RELATING CASE. Signed by Judge Alsup on 4/30/2018. (whalc2, COURT STAFF) (Filed on 4/30/2018) (Entered: 04/30/2018)</b>
05/01/2018	<u>17</u>	Case reassigned to Judge Judge William Alsup. Judge William H. Orrick no longer assigned to the case. This case is assigned to a judge who participates in the Cameras in the Courtroom Pilot Project. See General Order 65 and <a href="http://cand.uscourts.gov/cameras">http://cand.uscourts.gov/cameras</a> (srnS, COURT STAFF) (Filed on 5/1/2018) (Entered: 05/01/2018)
05/03/2018	<u>18</u>	ANSWER to Complaint by Department of Defense. (London, Ellen) (Filed on 5/3/2018) (Entered: 05/03/2018)
05/03/2018	<u>19</u>	CLERK'S NOTICE SCHEDULING INITIAL CASE MANAGEMENT ON REASSIGNMENT: Initial Case Management Conference set for <b>6/28/2018 at 11:00 AM</b> in San Francisco, Courtroom 12, 19th Floor. Case Management Statement due by 6/21/2018. Judge Alsup's standing orders may be downloaded from the Court's web page at: <a href="http://www.cand.uscourts.gov/whaorders">www.cand.uscourts.gov/whaorders</a> . ( <i>This is a text–only entry generated by the court. There is no document associated with this entry.</i> ) (afmS, COURT STAFF) (Filed on 5/3/2018) (Entered: 05/03/2018)
05/24/2018	<u>20</u>	AMENDED COMPLAINT against Department of Defense. Filed by American Small Business League. (Olson, Karl) (Filed on 5/24/2018) (Entered: 05/24/2018)
06/07/2018	<u>21</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (London, Ellen) (Filed on 6/7/2018) (Entered: 06/07/2018)
06/07/2018	<u>22</u>	ANSWER to Amended Complaint <i>Defendant's Answer and Affirmative Defenses to Plaintiff's First Amended Complaint for Declaratory and Injunctive Relief</i> by Department of Defense. (London, Ellen) (Filed on 6/7/2018) (Entered: 06/07/2018)
06/12/2018	<u>23</u>	NOTICE by Department of Defense <i>of government action</i> (London, Ellen) (Filed on 6/12/2018) (Entered: 06/12/2018)
06/14/2018	<u>24</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (Olson, Karl) (Filed on 6/14/2018) (Entered: 06/14/2018)
06/21/2018	<u>25</u>	CASE MANAGEMENT STATEMENT filed by Department of Defense. (London, Ellen) (Filed on 6/21/2018) (Entered: 06/21/2018)
06/28/2018	<u>26</u>	<b>CASE MANAGEMENT SCHEDULING ORDER: Further Case Management Conference set for 7/19/2018 11:00 AM in San Francisco, Courtroom 12, 19th</b>

		<b>Floor. Case Management Statement due by 7/12/2018. Signed by Judge William Alsup on 6/28/2018. (whasec, COURT STAFF) (Filed on 6/28/2018) (Entered: 06/28/2018)</b>
06/28/2018	<u>27</u>	<p><b>Minute Entry for proceedings held before Judge William Alsup:</b></p> <p><b>Initial Case Management Conference held on 6/28/2018. Counsel states that all documents should be produced in roughly 3 months. The Court sets a further case management conference for 7/19/2018 at 11:00 a.m. to monitor the progress.</b></p> <p><b>Total Time in Court: 2 Minutes.</b>  <b>Court Reporter: Belle Ball.</b></p> <p><b>Plaintiff Attorney: Karl Olson.</b>  <b>Defendant Attorney: Ellen London.</b></p> <p><b>(afmS, COURT STAFF) (Date Filed: 6/28/2018) (Entered: 06/28/2018)</b></p>
06/29/2018	<u>28</u>	Letter from Ellen London <i>regarding DOJ FOIA request.</i> (London, Ellen) (Filed on 6/29/2018) (Entered: 06/29/2018)
07/12/2018	<u>29</u>	STIPULATION WITH PROPOSED ORDER filed by Department of Defense. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Declaration)(London, Ellen) (Filed on 7/12/2018) (Entered: 07/12/2018)
07/12/2018	<u>30</u>	CASE MANAGEMENT STATEMENT filed by Department of Defense. (London, Ellen) (Filed on 7/12/2018) (Entered: 07/12/2018)
07/17/2018	<u>31</u>	<b>ORDER GRANTING <u>29</u> STIPULATION RE PRODUCTION OF DOCUMENTS AND AMENDMENT OF COMPLAINT. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 7/17/2018) (Entered: 07/17/2018)</b>
07/18/2018	<u>32</u>	CLERK'S NOTICE VACATING AND RESETTING CASE MANAGEMENT CONFERENCE: Further Case Management Conference set for 7/19/2018 at 11:00 a.m. is VACATED and RESET for <b>10/4/2018 at 11:00 AM</b> in San Francisco, Courtroom 12, 19th Floor. Case Management Statement due by 9/27/2018.If the parties have resolved all issues before the CMC date, then the parties may file a stipulated dismissal and then CMC will be vacated. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (afmS, COURT STAFF) (Filed on 7/18/2018) (Entered: 07/18/2018)
07/27/2018	<u>33</u>	NOTICE by Department of Defense <i>Notice of Agency Action</i> (London, Ellen) (Filed on 7/27/2018) (Entered: 07/27/2018)
07/31/2018	<u>34</u>	ANSWER to Complaint <i>Defendants' Answer and Affirmative Defenses to Plaintiff's Second Amended Complaint for Declaratory and Injunctive Relief</i> by Department of Defense. (London, Ellen) (Filed on 7/31/2018) (Entered: 07/31/2018)
08/10/2018	<u>35</u>	STATUS REPORT <i>Joint Status Report</i> by Department of Defense. (London, Ellen) (Filed on 8/10/2018) (Entered: 08/10/2018)
09/04/2018	<u>36</u>	NOTICE by Department of Defense <i>Notice of Agency Action</i> (London, Ellen) (Filed on 9/4/2018) (Entered: 09/04/2018)
09/14/2018	<u>37</u>	NOTICE by Department of Defense (London, Ellen) (Filed on 9/14/2018) (Entered: 09/14/2018)
09/21/2018	<u>38</u>	NOTICE by Department of Defense re <u>37</u> Notice (Other) (London, Ellen) (Filed on 9/21/2018) (Entered: 09/21/2018)
09/25/2018	<u>39</u>	NOTICE by Department of Defense re <u>38</u> Notice (Other) (London, Ellen) (Filed on 9/25/2018) (Entered: 09/25/2018)
09/27/2018	<u>40</u>	JOINT CASE MANAGEMENT STATEMENT ; <i>Stipulation and [Proposed] Order Adjourning Case Management Conference</i> filed by Department of Defense. (London, Ellen) (Filed on 9/27/2018) (Entered: 09/27/2018)



10/01/2018	<u>41</u>	<b>ORDER ADJOURNING CASE MANAGEMENT CONFERENCE AND SETTING BRIEFING SCHEDULE (as modified) (re <u>40</u> ). Signed by Judge Alsup on 10/1/2018. (whalc2, COURT STAFF) (Filed on 10/1/2018) (Entered: 10/01/2018)</b>
10/01/2018		Set/Reset Hearing (whalc2, COURT STAFF) (Filed on 10/1/2018) (Entered: 10/01/2018)
10/02/2018		Set/Reset Deadlines:, Set/Reset Deadlines as to <u>41</u> Order., ***Deadlines terminated. <u>41</u> Order. Government's Summary Judgment Motion due by 11/16/2018. Plaintiff's Opposition /Cross Motions due by 12/7/2018. Government's Reply / Cross–Opposition due by 12/20/2018. Plaintiff's cross–reply due 1/3/2019. Cross– Motion(s) for Summary Judgment Hearing set for 1/24/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlS, COURT STAFF) (Filed on 10/2/2018) (Entered: 10/02/2018)
10/03/2018	<u>42</u>	<b>*** NOTICE OF APPEARANCE ***</b> MOTION for Leave to Appear Notice of Appearance of Counsel filed by American Small Business League. (Field, Aaron) (Filed on 10/3/2018) Modified on 10/3/2018 (fff, COURT STAFF). (Entered: 10/03/2018)
10/03/2018	<u>43</u>	NOTICE by American Small Business League of <i>Change of Firm Name</i> (Field, Aaron) (Filed on 10/3/2018) (Entered: 10/03/2018)
11/16/2018	<u>44</u>	MOTION for Summary Judgment ; <i>Memorandum of Points and Authorities in Support of Motion</i> filed by Department of Defense. Motion Hearing set for 1/24/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 11/30/2018. Replies due by 12/7/2018. (Attachments: # <u>1</u> Declaration of Janice Buffler, # <u>2</u> Declaration of Mark Herrington, # <u>3</u> Declaration of Ellen London, # <u>4</u> Declaration of Hirsh Kravitz, # <u>5</u> Declaration of Kimberly Friday, # <u>6</u> Declaration of Abraham Simmons, # <u>7</u> Affidavit of Susannah Raheb, # <u>8</u> Affidavit of Martha Crawford, # <u>9</u> Declaration of Bethani Clever, # <u>10</u> Declaration of Harry Nahatis, # <u>11</u> Declaration of Aleksander Lamvol, # <u>12</u> Proposed Order)(London, Ellen) (Filed on 11/16/2018) (Entered: 11/16/2018)
11/30/2018	<u>45</u>	STIPULATION WITH PROPOSED ORDER <i>TO FILE BRIEF OF NO MORE THAN THIRTY–FIVE (35) PAGES IN OPPOSITION TO DEFENDANTS MOTION FOR SUMMARY JUDGMENT AND IN SUPPORT OF PLAINTIFFS CROSS–MOTION FOR SUMMARY JUDGMENT</i> filed by American Small Business League. (Olson, Karl) (Filed on 11/30/2018) (Entered: 11/30/2018)
12/03/2018	<u>46</u>	<b>ORDER GRANTING <u>45</u> STIPULATED REQUEST TO FILE BRIEF OF NO MORE THAN THIRTY–FIVE (35) PAGES. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 12/3/2018) (Entered: 12/03/2018)</b>
12/07/2018	<u>47</u>	OPPOSITION/RESPONSE (re <u>44</u> MOTION for Summary Judgment ; <i>Memorandum of Points and Authorities in Support of Motion</i> ) filed by American Small Business League. (Attachments: # <u>1</u> Declaration Declaration of Karl Olson in Support of Plaintiff's Cross–Motion for Summary Judgement and Opposition to Defendants' Motion for Summary Judgement, # <u>2</u> Exhibit A – to Declaration of Karl Olson, # <u>3</u> Exhibit B – to Declaration of Karl Olson, # <u>4</u> Exhibit C – to Declaration of Karl Olson, # <u>5</u> Exhibit D – to Declaration of Karl Olson, # <u>6</u> Exhibit E – to Declaration of Karl Olson, # <u>7</u> Exhibit F – to Declaration of Karl Olson, # <u>8</u> Exhibit G – to Declaration of Karl Olson, # <u>9</u> Exhibit H – to Declaration of Karl Olson, # <u>10</u> Exhibit I – to Declaration of Karl Olson, # <u>11</u> Exhibit J – to Declaration of Karl Olson, # <u>12</u> Exhibit K – to Declaration of Karl Olson, # <u>13</u> Exhibit L – to Declaration of Karl Olson, # <u>14</u> Exhibit M – to Declaration of Karl Olson, # <u>15</u> Exhibit N – to Declaration of Karl Olson, # <u>16</u> Exhibit O – to Declaration of Karl Olson, # <u>17</u> Exhibit P – to Declaration of Karl Olson, # <u>18</u> Exhibit Q – to Declaration of Karl Olson, # <u>19</u> Exhibit R – to Declaration of Karl Olson, # <u>20</u> Exhibit S – to Declaration of Karl Olson, # <u>21</u> Exhibit T – to Declaration of Karl Olson, # <u>22</u> Exhibit U – to Declaration of Karl Olson, # <u>23</u> Exhibit V – to Declaration of Karl Olson, # <u>24</u> Exhibit W – to Declaration of Karl Olson, # <u>25</u> Exhibit X – to Declaration of Karl Olson, # <u>26</u> Exhibit Y – to Declaration of Karl Olson, # <u>27</u> Exhibit Z – to Declaration of Karl Olson, # <u>28</u> Exhibit AA – to Declaration of Karl Olson, # <u>29</u> Exhibit BB – to Declaration of Karl Olson, # <u>30</u> Exhibit CC – to Declaration of Karl Olson, # <u>31</u> Exhibit DD – to Declaration of Karl Olson, # <u>32</u> Exhibit EE – to Declaration of Karl Olson, # <u>33</u> Exhibit FF – to

		Declaration of Karl Olson, # <u>34</u> Exhibit GG – to Declaration of Karl Olson, # <u>35</u> Exhibit HH – to Declaration of Karl Olson, # <u>36</u> Exhibit II – to Declaration of Karl Olson, # <u>37</u> Exhibit JJ – to Declaration of Karl Olson, # <u>38</u> Exhibit KK – to Declaration of Karl Olson, # <u>39</u> Exhibit LL – to Declaration of Karl Olson, # <u>40</u> Exhibit MM – to Declaration of Karl Olson, # <u>41</u> Exhibit NN – to Declaration of Karl Olson, # <u>42</u> Exhibit OO – to Declaration of Karl Olson, # <u>43</u> Exhibit PP – to Declaration of Karl Olson, # <u>44</u> Exhibit QQ – to Declaration of Karl Olson, # <u>45</u> Exhibit RR – to Declaration of Karl Olson, # <u>46</u> Exhibit SS – to Declaration of Karl Olson, # <u>47</u> Exhibit TT – to Declaration of Karl Olson, # <u>48</u> Exhibit UU – to Declaration of Karl Olson, # <u>49</u> Exhibit VV – to Declaration of Karl Olson, # <u>50</u> Declaration Declaration of Charles Tiefer in Support of Plaintiff's Cross-Motion for Summary Judgement and Opposition to Defendants' Motion for Summary Judgement, # <u>51</u> Declaration Declaration of David Downey in Support of Plaintiff's Cross-Motion for Summary Judgement and Opposition to Defendants' Motion for Summary Judgement, # <u>52</u> Exhibit A – to Declaration of David Downey, # <u>53</u> Declaration Declaration of Lloyd Chapman in Support of Plaintiff's Cross-Motion for Summary Judgement and Opposition to Defendants' Motion for Summary Judgement, # <u>54</u> Exhibit A – to Declaration of Lloyd Chapman, # <u>55</u> Exhibit B – to Declaration of Lloyd Chapman, # <u>56</u> Exhibit C – to Declaration of Lloyd Chapman, # <u>57</u> Exhibit D – to Declaration of Lloyd Chapman, # <u>58</u> Declaration Declaration of William Shook in Support of Plaintiff's Cross-Motion for Summary Judgement and Opposition to Defendants' Motion for Summary Judgement, # <u>59</u> Appendix Request for Judicial Notice in Support of Opposition to Defendants' Motion for Summary Judgement and Cross-Motion for Summary Judgement, # <u>60</u> Proposed Order [Proposed] Order Denying Defendants' Motion for Summary Judgement and Granting Plaintiff Cross-Motion for Summary Judgement)(Olson, Karl) (Filed on 12/7/2018) (Entered: 12/07/2018)
12/20/2018	<u>48</u>	REPLY (re <u>44</u> MOTION for Summary Judgment ; <i>Memorandum of Points and Authorities in Support of Motion</i> ) and <i>Opposition to Cross-Motion</i> filed by Department of Defense. (Attachments: # <u>1</u> Declaration of Janice Buffler, # <u>2</u> Declaration of Mark H. Herrington, # <u>3</u> Declaration of Kimberly Friday, # <u>4</u> Declaration of Ellen London)(London, Ellen) (Filed on 12/20/2018) (Entered: 12/20/2018)
12/26/2018	<u>49</u>	MOTION <i>Defendants' Administrative Motion to Continue the Hearing on the Parties' Cross Motions for Summary Judgment</i> filed by Department of Defense. Responses due by 1/9/2019. Replies due by 1/16/2019. (Attachments: # <u>1</u> Declaration of Ellen London, # <u>2</u> Proposed Order)(London, Ellen) (Filed on 12/26/2018) (Entered: 12/26/2018)
12/28/2018	<u>50</u>	<b>ORDER RE <u>49</u> ADMINISTRATIVE MOTION TO CONTINUE HEARING. Signed by Judge Alsup. Motion Hearing set for 1/31/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (whalc2, COURT STAFF) (Filed on 12/28/2018) (Entered: 12/28/2018)</b>
01/03/2019	<u>51</u>	REPLY (re <u>44</u> MOTION for Summary Judgment ; <i>Memorandum of Points and Authorities in Support of Motion</i> ) filed by American Small Business League. (Attachments: # <u>1</u> Declaration REPLY DECLARATION OF KARL OLSON IN SUPPORT OF PLAINTIFF AMERICAN SMALL BUSINESS LEAGUES CROSS-MOTION FOR SUMMARY JUDGMENT)(Olson, Karl) (Filed on 1/3/2019) (Entered: 01/03/2019)
01/03/2019		Set/Reset Deadlines as to <u>44</u> MOTION for Summary Judgment: Motion Hearing set for 1/31/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlhS, COURT STAFF) (Filed on 1/3/2019) (Entered: 01/03/2019)
01/03/2019		Set/Reset Hearing (tlhS, COURT STAFF) (Filed on 1/3/2019) (Entered: 01/03/2019)
01/24/2019	<u>52</u>	NOTICE by Department of Defense (London, Ellen) (Filed on 1/24/2019) (Entered: 01/24/2019)
01/28/2019	<u>53</u>	STATEMENT OF RECENT DECISION pursuant to Civil Local Rule 7-3.d filed by American Small Business League. (Olson, Karl) (Filed on 1/28/2019) Modified on 1/28/2019 (amgS, COURT STAFF). (Entered: 01/28/2019)

01/31/2019	<u>54</u>	<p><b>Minute Entry for proceedings held before Judge William Alsup: Motion Hearing re <u>44</u> MOTION for Summary Judgment held on 1/31/2019. Matter taken under submission. Court to issue written order. (Total Time in Court: 28 minutes.)</b></p> <p>Court Reporter: Katherine Sullivan. Plaintiff Attorney: Karl Olson, Aaron Field, Qwalyne Lawson. Defendant Attorney: Ellen London.</p> <p><i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Date Filed: 1/31/2019) (Entered: 01/31/2019)</p>
03/01/2019	<u>55</u>	NOTICE by Department of Defense (Attachments: # <u>1</u> Declaration of Mark H. Herrington)(London, Ellen) (Filed on 3/1/2019) (Entered: 03/01/2019)
03/01/2019	<u>56</u>	TRANSCRIPT ORDER for proceedings held on 1/31/2019 before Judge William Alsup by American Small Business League, for Court Reporter Katherine Sullivan. (Olson, Karl) (Filed on 3/1/2019) (Entered: 03/01/2019)
03/08/2019	<u>57</u>	Transcript of Proceedings held on 1/31/19, before Judge William H. Alsup. Court Reporter/Transcriber Katherine Sullivan, Katherine_Sullivan@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>56</u> Transcript Order ) Redaction Request due 3/29/2019. Redacted Transcript Deadline set for 4/8/2019. Release of Transcript Restriction set for 6/6/2019. (Related documents(s) <u>56</u> ) (Sullivan, Katherine) (Filed on 3/8/2019) (Entered: 03/08/2019)
03/08/2019	<u>58</u>	<b>ORDER ON <u>44</u> <u>47</u> CROSS-MOTIONS FOR SUMMARY JUDGMENT. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 3/8/2019) (Entered: 03/08/2019)</b>
03/19/2019	<u>59</u>	JOINT CASE MANAGEMENT STATEMENT <i>Pursuant to ECF <u>58</u></i> filed by American Small Business League and Department of Defense. (Olson, Karl) (Filed on 3/19/2019) Modified on 3/19/2019 (amgS, COURT STAFF). Modified on 3/19/2019 (amgS, COURT STAFF). (Entered: 03/19/2019)
03/25/2019	<u>60</u>	STIPULATION WITH PROPOSED ORDER <i>Re Scheduling of Pretrial and Trial Dates</i> filed by Department of Defense and American Small Business League. (London, Ellen) (Filed on 3/25/2019) Modified on 3/26/2019 (amgS, COURT STAFF). (Entered: 03/25/2019)
04/09/2019	<u>61</u>	<b>ORDER ON <u>60</u> STIPULATED SCHEDULE RE PRETRIAL AND TRIAL DATES. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 4/9/2019) (Entered: 04/09/2019)</b>
04/17/2019	<u>62</u>	NOTICE of Appearance by Savith Iyengar (Iyengar, Savith) (Filed on 4/17/2019) (Entered: 04/17/2019)
04/18/2019	<u>63</u>	NOTICE of Appearance by Therese Yvonne Cannata (Cannata, Therese) (Filed on 4/18/2019) (Entered: 04/18/2019)
04/26/2019	<u>64</u>	NOTICE by Department of Defense re <u>58</u> Order on Motion for Summary Judgment of <i>Further Release of Documents</i> (Attachments: # <u>1</u> Declaration Mark H. Herrington, # <u>2</u> Declaration Hirsh D. Kravitz, # <u>3</u> Declaration Ellen London)(London, Ellen) (Filed on 4/26/2019) (Entered: 04/26/2019)
05/03/2019	<u>65</u>	STIPULATION WITH PROPOSED ORDER <i>Re Amendment to Pretrial Schedule</i> filed by Department of Defense and American Small Business League. (London, Ellen) (Filed on 5/3/2019) Modified on 5/6/2019 (amgS, COURT STAFF). (Entered: 05/03/2019)
05/03/2019	<u>66</u>	STIPULATION WITH PROPOSED ORDER <i>re Evidence of FOIA Requests and Responses</i> filed by American Small Business League and Department of Defense. (Olson, Karl) (Filed on 5/3/2019) Modified on 5/6/2019 (amgS, COURT STAFF). (Entered: 05/03/2019)



05/07/2019	<u>67</u>	<b>*** DISREGARD. ERROR IN FILING. PLEASE SEE <u>68</u> FOR UPDATED MOTION ***</b> MOTION to Intervene ; <i>Memorandum of Points &amp; Authorities</i> filed by Lockheed Martin Corporation. Motion Hearing set for 6/13/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 5/21/2019. Replies due by 5/28/2019. (Attachments: # <u>1</u> Answer to Second Amended Complaint, # <u>2</u> Proposed Order Granting Lockheed Martin's Motion to Intervene)(Chun, A.) (Filed on 5/7/2019) Modified on 5/8/2019 (amgS, COURT STAFF). (Entered: 05/07/2019)
05/07/2019	<u>68</u>	MOTION to Intervene ; <i>Memorandum of Points and Authorities CORRECTION OF DOCKET # <u>67</u></i> filed by Lockheed Martin Corporation. Motion Hearing set for 6/13/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 5/21/2019. Replies due by 5/28/2019. (Attachments: # <u>1</u> Answer to Second Amended Complaint, # <u>2</u> Proposed Order Granting Lockheed Martin's Motion to Intervene)(Chun, A.) (Filed on 5/7/2019) (Entered: 05/07/2019)
05/08/2019	<u>69</u>	<b>ORDER RE AMENDMENT TO PRETRIAL ORDER (pursuant to <u>65</u> ). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 5/8/2019) (Entered: 05/08/2019)</b>
05/08/2019	<u>70</u>	<b>ORDER RE EVIDENCE OF FOIA REQUESTS AND RESPONSES (pursuant to <u>66</u> ). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 5/8/2019) (Entered: 05/08/2019)</b>
05/09/2019	<u>71</u>	CLERK'S NOTICE CONTINUING MOTION HEARING: Motion Hearing re <u>68</u> MOTION to Intervene previously set for 6/13/2019 8:00 AM is rescheduled to <b>6/20/2019 08:00 AM</b> in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. ( <i>This is a text-only entry generated by the court. There is no document associated with this entry.</i> ) (tlhS, COURT STAFF) (Filed on 5/9/2019) (Entered: 05/09/2019)
05/09/2019	<u>72</u>	Supplemental Brief re <u>64</u> Notice (Other), <i>Response and Objection to Defendants' "Notice of Further Release of Documents"</i> filed by American Small Business League. (Attachments: # <u>1</u> *** <b>SEE CORRECTED FILING <u>78</u></b> *** Declaration Supplemental Declaration of Karl Olson, # <u>2</u> Proposed Order RE Defendants' Continued Withholdings Under Exemption 5)(Related document(s) <u>64</u> ) (Olson, Karl) (Filed on 5/9/2019) Modified on 5/22/2019 (amgS, COURT STAFF). (Entered: 05/09/2019)
05/09/2019	<u>73</u>	MOTION for Leave to File <i>Motion for Reconsideration (Civil L.R. 7-9)</i> filed by American Small Business League. (Attachments: # <u>1</u> Proposed Order Granting Motion for Leave to File Motion for Reconsideration)(Olson, Karl) (Filed on 5/9/2019) (Entered: 05/09/2019)
05/13/2019	<u>74</u>	<b>ORDER GRANTING <u>73</u> MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION (AS MODIFIED). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 5/13/2019) (Entered: 05/13/2019)</b>
05/17/2019	<u>75</u>	Rule 7.1 Disclosures by Lockheed Martin Corporation identifying Other Affiliate State Street Corporation, Other Affiliate Sikorsky Aircraft Corporation, Other Affiliate State Street Bank and Trust Company for Lockheed Martin Corporation. (Chun, A.) (Filed on 5/17/2019) (Entered: 05/17/2019)
05/20/2019	<u>76</u>	MOTION for leave to appear in Pro Hac Vice of <i>Daniel W. Wolff</i> ( Filing fee \$ 310, receipt number 0971-13362631.) filed by Lockheed Martin Corporation. (Attachments: # <u>1</u> Certificate/Proof of Service Certificate of Good Standing)(Wolff, Daniel) (Filed on 5/20/2019) (Entered: 05/20/2019)
05/21/2019	<u>77</u>	OPPOSITION/RESPONSE (re <u>68</u> MOTION to Intervene ; <i>Memorandum of Points and Authorities CORRECTION OF DOCKET # <u>67</u></i> ) filed by American Small Business League. (Attachments: # <u>1</u> Declaration of Karl Olson, # <u>2</u> Proposed Order)(Olson, Karl) (Filed on 5/21/2019) (Entered: 05/21/2019)
05/21/2019	<u>78</u>	NOTICE by American Small Business League re <u>72</u> Supplemental Brief, <i>of Errata</i> (Attachments: # <u>1</u> Declaration Corrected Declaration of Karl Olson)(Olson, Karl) (Filed on 5/21/2019) (Entered: 05/21/2019)

05/23/2019	<u>79</u>	<b>ORDER by Judge William Alsup denying <u>76</u> Motion for Pro Hac Vice as to attorney Daniel W. Wolff. (tlhS, COURT STAFF) (Filed on 5/23/2019) (Entered: 05/23/2019)</b>
05/24/2019	<u>80</u>	MOTION for leave to appear in Pro Hac Vice of <i>Daniel W. Wolff</i> ( Filing fee \$ 310, receipt number 26HJ6O3J.) Filing fee previously paid on May 20, 2019 filed by Lockheed Martin Corporation. (Attachments: # <u>1</u> Certificate/Proof of Service Certificate of Good Standing)(Wolff, Daniel) (Filed on 5/24/2019) (Entered: 05/24/2019)
05/28/2019	<u>81</u>	REPLY (re <u>68</u> MOTION to Intervene ; <i>Memorandum of Points and Authorities CORRECTION OF DOCKET # 67</i> ) filed by Lockheed Martin Corporation. (Chun, A.) (Filed on 5/28/2019) (Entered: 05/28/2019)
05/29/2019	<u>82</u>	<b>ORDER by Judge William Alsup granting <u>80</u> Motion for Pro Hac Vice as to attorney Daniel W. Wolff. (tlhS, COURT STAFF) (Filed on 5/29/2019) (Entered: 05/29/2019)</b>
05/29/2019	<u>83</u>	MOTION for leave to appear in Pro Hac Vice of <i>Anuj Vohra</i> ( Filing fee \$ 310, receipt number 0971-13387478.) filed by Lockheed Martin Corporation. (Attachments: # <u>1</u> Certificate/Proof of Service Certificate of Good Standing)(Vohra, Anuj) (Filed on 5/29/2019) (Entered: 05/29/2019)
05/29/2019	<u>84</u>	<b>ORDER by Judge William Alsup granting <u>83</u> Motion for Pro Hac Vice as to attorney Anuj Vohra. (tlhS, COURT STAFF) (Filed on 5/29/2019) (Entered: 05/29/2019)</b>
05/30/2019	<u>85</u>	MOTION for Reconsideration re <u>58</u> Order on Motion for Summary Judgment filed by American Small Business League. (Attachments: # <u>1</u> Proposed Order)(Olson, Karl) (Filed on 5/30/2019) (Entered: 05/30/2019)
06/05/2019	<u>86</u>	NOTICE of Agency Action by Department of Defense (London, Ellen) (Filed on 6/5/2019) Modified on 6/6/2019 (amgS, COURT STAFF). (Entered: 06/05/2019)
06/11/2019		Set/Reset Deadlines as to <u>85</u> MOTION for Reconsideration: Motion Hearing set for 7/11/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlhS, COURT STAFF) (Filed on 6/11/2019) (Entered: 06/11/2019)
06/13/2019	<u>87</u>	OPPOSITION/RESPONSE (re <u>85</u> MOTION for Reconsideration re <u>58</u> Order on Motion for Summary Judgment ) filed by Department of Defense. (London, Ellen) (Filed on 6/13/2019) (Entered: 06/13/2019)
06/13/2019	<u>88</u>	Request for Judicial Notice re <u>87</u> Opposition/Response to Motion filed by Department of Defense. (Related document(s) <u>87</u> ) (London, Ellen) (Filed on 6/13/2019) (Entered: 06/13/2019)
06/13/2019	<u>89</u>	NOTICE by Department of Defense (Iyengar, Savith) (Filed on 6/13/2019) (Entered: 06/13/2019)
06/19/2019	<u>90</u>	NOTICE by Department of Defense re <u>87</u> Opposition/Response to Motion (London, Ellen) (Filed on 6/19/2019) (Entered: 06/19/2019)
06/20/2019	91	<b>Minute Entry for proceedings held before Judge William Alsup: Motion Hearing re <u>68</u> MOTION to Intervene held on 6/20/2019. Matter taken under submission. Court to issue written order. (Total Time in Court: 13 minutes.)</b>  Court Reporter: Marla Knox. Plaintiff Attorney: Karl Olson, Aaron Field. Defendant Attorney: Ellen London, Savith Iyengar. Intervenor Attorney: Anuj Vohra, A. Marisa Chun.  <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Date Filed: 6/20/2019) (Entered: 06/20/2019)
06/20/2019	<u>92</u>	REPLY (re <u>85</u> MOTION for Reconsideration re <u>58</u> Order on Motion for Summary Judgment ) filed by American Small Business League. (Olson, Karl) (Filed on 6/20/2019) (Entered: 06/20/2019)

06/23/2019	<u>93</u>	<b>ORDER RE MOTION FOR RECONSIDERATION (re <u>85</u> ). Signed by Judge Alsup on 6/23/2019. (whalc2, COURT STAFF) (Filed on 6/23/2019) (Entered: 06/23/2019)</b>
06/24/2019	<u>94</u>	TRANSCRIPT ORDER for proceedings held on 6/20/19 before Judge William Alsup by American Small Business League, for Court Reporter Marla Knox. (Olson, Karl) (Filed on 6/24/2019) (Entered: 06/24/2019)
06/24/2019	<u>95</u>	TRANSCRIPT ORDER for proceedings held on 06/20/2019 before Judge William Alsup by Lockheed Martin Corporation, for Court Reporter Marla Knox. (Chun, A.) (Filed on 6/24/2019) (Entered: 06/24/2019)
06/24/2019	<u>96</u>	<b>ORDER GRANTING MOTION TO INTERVENE by Judge William Alsup [granting <u>68</u> Motion to Intervene]. (whasec, COURT STAFF) (Filed on 6/24/2019) (Entered: 06/24/2019)</b>
07/01/2019	<u>97</u>	ADMINISTRATIVE MOTION <i>To Set Status Conference; Declaration of Ellen London</i> filed by Department of Defense. Responses due by 7/5/2019. (London, Ellen) (Filed on 7/1/2019) (Entered: 07/01/2019)
07/03/2019	<u>98</u>	Transcript of Proceedings held on June 20, 2019, before Judge William H. Alsup. Court Reporter, Marla F. Knox, RPR, CRR, telephone number (602) 391-6990. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Release of Transcript Restriction set for 10/1/2019. (mfk, COURT STAFF) (Filed on 7/3/2019) (Entered: 07/03/2019)
07/05/2019	<u>99</u>	OPPOSITION/RESPONSE (re <u>97</u> ADMINISTRATIVE MOTION <i>To Set Status Conference; Declaration of Ellen London</i> ) filed by American Small Business League. (Attachments: # <u>1</u> Declaration of Aaron R. Field in support of Plaintiff American Small Business League's Opposition to Administrative Motion to Set Status Conference, # <u>2</u> Proposed Order Denying Administrative Motion to Set Status Conference)(Field, Aaron) (Filed on 7/5/2019) (Entered: 07/05/2019)
07/16/2019	<u>100</u>	<b>ORDER RE <u>97</u> ADMINISTRATIVE MOTION TO SET STATUS CONFERENCE. Signed by Judge William Alsup. Further Case Management Conference set for 7/31/2019 11:00 AM in San Francisco, Courtroom 12, 19th Floor. (whalc2, COURT STAFF) (Filed on 7/16/2019) (Entered: 07/16/2019)</b>
07/23/2019	<u>101</u>	Supplemental Brief re <u>100</u> Order on Administrative Motion per Civil Local Rule 7-11 filed by Department of Defense. (Related document(s) <u>100</u> ) (London, Ellen) (Filed on 7/23/2019) (Entered: 07/23/2019)
07/23/2019	<u>102</u>	Supplemental Brief re <u>100</u> Order on Administrative Motion per Civil Local Rule 7-11 filed by American Small Business League. (Related document(s) <u>100</u> ) (Olson, Karl) (Filed on 7/23/2019) (Entered: 07/23/2019)
07/31/2019	103	<b>Minute Entry for proceedings held before Judge William Alsup: Further Case Management Conference held on 7/31/2019. Defendant and Intervenor to file Joint Motion for Summary Judgment by 8/15/2019. (Total Time in Court: 41 minutes.)</b>  Court Reporter: Belle Ball. Plaintiff Attorney: Karl Olson, Aaron Field. Defendant Attorney: Ellen London, Savith Iyengar. Intervenor Attorney: Anuj Vohra  <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Date Filed: 7/31/2019) (Entered: 07/31/2019)
07/31/2019	<u>104</u>	TRANSCRIPT ORDER for proceedings held on 7/31/2019 before Judge William Alsup by American Small Business League, for Court Reporter Belle Ball. (Field, Aaron) (Filed on 7/31/2019) (Entered: 07/31/2019)

07/31/2019	<u>105</u>	TRANSCRIPT ORDER for proceedings held on 07/31/2019 before Judge William Alsup by Lockheed Martin Corporation, for Court Reporter Belle Ball. (Chun, A.) (Filed on 7/31/2019) (Entered: 07/31/2019)
08/06/2019	<u>106</u>	Transcript of Proceedings held on July 31, 2019, before Judge William Alsup. Court Reporter Belle Ball, CSR, CRR, RDR, telephone number (415)373-2529, belle_ball@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>104</u> Transcript Order, <u>105</u> Transcript Order ) Release of Transcript Restriction set for 11/4/2019. (Related documents(s) <u>104</u> , <u>105</u> ) (ballbb15S, COURT STAFF) (Filed on 8/6/2019) (Entered: 08/06/2019)
08/15/2019	<u>107</u>	MOTION for Summary Judgment filed by Department of Defense and Lockheed Martin Corporation. Motion Hearing set for 9/19/2019 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 8/29/2019. Replies due by 9/5/2019. (Attachments: # <u>1</u> Declaration of Janice Buffler, # <u>2</u> Declaration of Bethani T. Clever, # <u>3</u> Declaration of Martha L. Crawford, # <u>4</u> Declaration of Nancy H. Deskins, # <u>5</u> Declaration of Susannah L. Raheb, # <u>6</u> Request for Judicial Notice, # <u>7</u> Proposed Order)(London, Ellen) (Filed on 8/15/2019) Modified on 8/16/2019 (amgS, COURT STAFF). (Entered: 08/15/2019)
08/16/2019	<u>108</u>	ADMINISTRATIVE MOTION Continuance of Hearing re <u>107</u> MOTION for Summary Judgment filed by American Small Business League. Responses due by 8/20/2019. (Attachments: # <u>1</u> Declaration, # <u>2</u> Declaration, # <u>3</u> Proposed Order)(Olson, Karl) (Filed on 8/16/2019) (Entered: 08/16/2019)
08/20/2019	<u>109</u>	OPPOSITION/RESPONSE (re <u>108</u> ADMINISTRATIVE MOTION Continuance of Hearing re <u>107</u> MOTION for Summary Judgment ) filed by Department of Defense and Lockheed Martin Corporation. (Attachments: # <u>1</u> Proposed Order)(London, Ellen) (Filed on 8/20/2019) Modified on 8/20/2019 (amgS, COURT STAFF). (Entered: 08/20/2019)
08/20/2019	<u>110</u>	Letter from Defendants Requesting Discovery Relief . (Attachments: # <u>1</u> Exhibit 1-7)(London, Ellen) (Filed on 8/20/2019) (Entered: 08/20/2019)
08/21/2019	<u>111</u>	Letter Brief re <u>110</u> Letter from Plaintiff re Discovery Dispute filed by American Small Business League. (Related document(s) <u>110</u> ) (Olson, Karl) (Filed on 8/21/2019) (Entered: 08/21/2019)
08/22/2019	<u>112</u>	<b>ORDER ON <u>108</u> PLAINTIFF'S ADMINISTRATIVE MOTION RE CONTINUANCES AND <u>110</u> DEFENDANTS' REQUEST FOR PROTECTIVE ORDER. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 8/22/2019) (Entered: 08/22/2019)</b>
08/23/2019		Set/Reset Deadlines as to <u>107</u> MOTION for Summary Judgment: Motion Hearing re <u>107</u> MOTION for Summary Judgment previously set for 9/19/2019 08:00 AM is rescheduled to <b>9/18/2019 08:00 AM</b> in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlhS, COURT STAFF) (Filed on 8/23/2019) (Entered: 08/23/2019)
08/29/2019	<u>113</u>	OPPOSITION/RESPONSE (re <u>107</u> MOTION for Summary Judgment ) filed by American Small Business League. (Attachments: # <u>1</u> Declaration DECLARATION OF KARL OLSON IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT, # <u>2</u> Declaration DESIGNATION OF EXPERT WITNESS; DECLARATION OF DAVID A. DOWNEY, # <u>3</u> Declaration DECLARATION OF CHARLES TIEFER IN OPPOSITION TO DEFENDANTS MOTION FOR SUMMARY JUDGMENT, # <u>4</u> Declaration DECLARATION OF WILLIAM A. SHOOK IN OPPOSITION TO DEFENDANTS MOTION FOR SUMMARY JUDGMENT, # <u>5</u> Proposed Order (PROPOSED) ORDER DENYING DEFENDANTS MOTION FOR SUMMARY JUDGMENT)(Olson, Karl) (Filed on 8/29/2019) (Entered: 08/29/2019)
08/29/2019	<u>114</u>	MOTION to Continue <i>HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d)</i> filed by American Small Business League. (Attachments: # <u>1</u> Declaration DECLARATION OF KARL OLSON IN



		SUPPORT OF MOTION OF PLAINTIFF AMERICAN SMALL BUSINESS LEAGUE FOR CONTINUANCE OF HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d), # <u>2</u> Proposed Order [PROPOSED] ORDER GRANTING MOTION OF PLAINTIFF AMERICAN SMALL BUSINESS LEAGUE FOR CONTINUANCE OF HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d))(Olson, Karl) (Filed on 8/29/2019) (Entered: 08/29/2019)
08/30/2019	<u>115</u>	NOTICE of Appearance by Townsend KatieLynn (KatieLynn, Townsend) (Filed on 8/30/2019) (Entered: 08/30/2019)
08/30/2019	<u>116</u>	MOTION to File Amicus Curiae Brief filed by Reporters Committee for Freedom of the Press. Responses due by 9/13/2019. Replies due by 9/20/2019. (Attachments: # <u>1</u> Amicus Brief, # <u>2</u> Proposed Order)(KatieLynn, Townsend) (Filed on 8/30/2019) (Entered: 08/30/2019)
09/03/2019	<u>117</u>	STIPULATION WITH PROPOSED ORDER re <u>114</u> MOTION to Continue <i>HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d)</i> filed by American Small Business League and Department of Defense. (Attachments: # <u>1</u> Declaration)(Olson, Karl) (Filed on 9/3/2019) Modified on 9/3/2019 (amgS, COURT STAFF). (Entered: 09/03/2019)
09/03/2019	<u>118</u>	<b>ORDER GRANTING <u>117</u> STIPULATED REQUEST TO SHORTEN BRIEFING SCHEDULE AND ADVANCE HEARING RE <u>114</u> RULE 56(D) MOTION (AS MODIFIED). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 9/3/2019) (Entered: 09/03/2019)</b>
09/04/2019		Set/Reset Deadlines as to <u>114</u> MOTION to Continue <i>Hearing on Motion for Summary Judgment to Allow for Discovery Under Rule 56(d)</i> : Motion Hearing re <u>114</u> MOTION to Continue previously set for 10/3/2019 08:00 AM is rescheduled to <b>9/18/2019 08:00 AM</b> in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlhS, COURT STAFF) (Filed on 9/4/2019) (Entered: 09/04/2019)
09/05/2019	<u>119</u>	STIPULATION WITH PROPOSED ORDER re <u>61</u> Order on Stipulation <i>re Deadline for Parties to Make Expert Disclosures</i> filed by American Small Business League. (Attachments: # <u>1</u> Declaration)(Olson, Karl) (Filed on 9/5/2019) (Entered: 09/05/2019)
09/05/2019	<u>120</u>	ASSOCIATION of Counsel <i>Zachary Colbeth</i> by American Small Business League. (Olson, Karl) (Filed on 9/5/2019) (Entered: 09/05/2019)
09/05/2019	<u>121</u>	<b>ORDER GRANTING <u>119</u> STIPULATED REQUEST TO EXTEND DEADLINE RE EXPERT DISCLOSURES. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 9/5/2019) (Entered: 09/05/2019)</b>
09/05/2019	<u>122</u>	REPLY (re <u>107</u> MOTION for Summary Judgment ) filed by Department of Defense. (London, Ellen) (Filed on 9/5/2019) (Entered: 09/05/2019)
09/06/2019	<u>123</u>	OPPOSITION/RESPONSE (re <u>114</u> MOTION to Continue <i>HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d)</i> ) <i>Defendants' Opposition to Plaintiff's Motion to Continue Hearing on Defendants' Motion for Summary Judgment to Allow for Discovery Under Rule 56(d)</i> filed by Department of Defense. (London, Ellen) (Filed on 9/6/2019) (Entered: 09/06/2019)
09/09/2019	<u>124</u>	<b>ORDER GRANTING <u>116</u> Motion to File Amicus Curiae Brief BY REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS by Judge William Alsup. (tlhS, COURT STAFF) (Filed on 9/9/2019) (Entered: 09/09/2019)</b>
09/10/2019	<u>125</u>	REPLY (re <u>114</u> MOTION to Continue <i>HEARING ON MOTION FOR SUMMARY JUDGMENT TO ALLOW FOR DISCOVERY UNDER RULE 56(d)</i> ) filed by American Small Business League. (Olson, Karl) (Filed on 9/10/2019) (Entered: 09/10/2019)
09/15/2019	<u>126</u>	<b>ORDER ON <u>114</u> MOTION TO CONTINUE HEARING ON DEFENDANTS' MOTION FOR SUMMARY JUDGMENT UNDER RULE 56(d). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 9/15/2019) (Entered: 09/15/2019)</b>
09/18/2019		Set/Reset Deadlines re <u>126</u> Order: Motion Hearing re <u>107</u> MOTION for Summary Judgment previously set for 9/18/2019 08:00 AM is rescheduled to <b>11/14/2019 08:00</b>



		AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. (tlhS, COURT STAFF) (Filed on 9/18/2019) (Entered: 09/18/2019)
09/24/2019	<u>127</u>	Letter: Discovery Dispute . (London, Ellen) (Filed on 9/24/2019) Modified on 9/24/2019 (amgS, COURT STAFF). (Entered: 09/24/2019)
09/25/2019	<u>128</u>	Letter Brief re <u>127</u> Letter <i>re Discovery Dispute</i> filed by American Small Business League. (Related document(s) <u>127</u> ) (Olson, Karl) (Filed on 9/25/2019) (Entered: 09/25/2019)
09/25/2019	<u>129</u>	<b>ORDER ON <u>127</u> DEFENDANTS' DISCOVERY LETTER DATED SEPTEMBER 24. Signed by Judge Alsup on 9/25/2019. (whalc2, COURT STAFF) (Filed on 9/25/2019) (Entered: 09/25/2019)</b>
09/30/2019	<u>130</u>	Letter from Defendants Requesting Discovery Relief . (London, Ellen) (Filed on 9/30/2019) (Entered: 09/30/2019)
09/30/2019	<u>131</u>	<b>ORDER RE DEFENDANTS' LETTER DATED SEPTEMBER 30 (re <u>130</u> ) Responses due by 10/2/2019. Discovery Hearing set for 10/3/2019 11:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Signed by Judge Alsup on 9/30/2019. (whalc2, COURT STAFF) (Filed on 9/30/2019) (Entered: 09/30/2019)</b>
10/01/2019	<u>132</u>	Letter Brief re <u>130</u> Letter <i>re Discovery Dispute</i> filed by American Small Business League. (Related document(s) <u>130</u> ) (Olson, Karl) (Filed on 10/1/2019) (Entered: 10/01/2019)
10/02/2019	<u>133</u>	ERRATA re <u>132</u> Letter Brief <i>re Discovery Dispute</i> by American Small Business League. (Olson, Karl) (Filed on 10/2/2019) (Entered: 10/02/2019)
10/03/2019	<u>134</u>	<b>Minute Entry for proceedings held before Judge William Alsup: Discovery Hearing held on 10/3/2019. Defendant may substitute witness. Plaintiff get's extra deposition. Total Time in Court: 7 minutes. Court Reporter: Ruth Ekhaus. Plaintiff Attorney: Karl Olson. Defendant Attorney: Savith Iyengar/ A. Marisa Chun. (This is a text-only entry generated by the court. There is no document associated with this entry.) (lrcS, COURT STAFF) (Date Filed: 10/3/2019) (Entered: 10/03/2019)</b>
10/03/2019	<u>135</u>	TRANSCRIPT ORDER for proceedings held on 10/03/2019 before Judge William Alsup by Lockheed Martin Corporation, for Court Reporter Ruth Ekhaus. (Chun, A.) (Filed on 10/3/2019) (Entered: 10/03/2019)
10/03/2019	<u>136</u>	<b>ORDER FOLLOWING DISCOVERY HEARING (re <u>130</u> ). Signed by Judge Alsup on 10/3/2019. (whalc2, COURT STAFF) (Filed on 10/3/2019) (Entered: 10/03/2019)</b>
10/04/2019	<u>137</u>	TRANSCRIPT ORDER for proceedings held on 10/03/2019 before Judge William Alsup by American Small Business League, for Court Reporter Ruth Ekhaus. (Olson, Karl) (Filed on 10/4/2019) (Entered: 10/04/2019)
10/04/2019	<u>138</u>	Transcript of Proceedings held on 10/03/19, before Judge William H. Alsup. Court Reporter Ruth Levine Ekhaus, RDR, FCRR, CSR No. 12219, telephone number (415)336-5223/ruth_ekhaus@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date, it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>137</u> Transcript Order ) Release of Transcript Restriction set for 1/2/2020. (Related documents(s) <u>137</u> ) (rreS, COURT STAFF) (Filed on 10/4/2019) (Entered: 10/04/2019)
10/08/2019	<u>139</u>	MOTION for leave to appear in Pro Hac Vice of <i>Monica Sterling</i> ( Filing fee \$ 310, receipt number 0971-13773692.) filed by Lockheed Martin Corporation. (Attachments: # <u>1</u> Certificate/Proof of Service Certificate of Good Standing)(Sterling, Monica) (Filed on 10/8/2019) (Entered: 10/08/2019)
10/09/2019	<u>140</u>	<b>ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY PRO HAC VICE by Judge William Alsup granting <u>139</u> Motion for Pro Hac Vice</b>

		<b>for attorney Monica Sterling.(tlS, COURT STAFF) (Filed on 10/9/2019) (Entered: 10/09/2019)</b>
10/18/2019	<u>141</u>	Supplemental Brief re <u>126</u> Order on Motion to Continue <i>Hearing on Defendants' Motion For Summary Judgment Under Rule 56(d)</i> filed by American Small Business League. (Attachments: # <u>1</u> Declaration)(Related document(s) <u>126</u> ) (Olson, Karl) (Filed on 10/18/2019) (Entered: 10/18/2019)
10/25/2019	<u>142</u>	Supplemental Brief re <u>126</u> Order on Motion to Continue filed by Department of Defense. (Attachments: # <u>1</u> Declaration of Ellen London (Exhibits A–F))(Related document(s) <u>126</u> ) (London, Ellen) (Filed on 10/25/2019) (Entered: 10/25/2019)
11/01/2019	<u>143</u>	STIPULATION WITH PROPOSED ORDER <i>Re. Scheduling of Pre–Trial and Trial Dates</i> filed by Department of Defense and Lockheed Martin Corporation. (London, Ellen) (Filed on 11/1/2019) Modified on 11/4/2019 (amgS, COURT STAFF). (Entered: 11/01/2019)
11/05/2019	<u>144</u>	<b>ORDER RE SCHEDULING OF PRE–TRIAL AND TRIAL DATES (adopting <u>143</u> ). Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 11/5/2019) (Entered: 11/05/2019)</b>
11/08/2019	<u>145</u>	<b>NOTICE RE HEARING. Signed by Judge Alsup on 11/8/2019. (whalc2, COURT STAFF) (Filed on 11/8/2019) (Entered: 11/08/2019)</b>
11/13/2019	<u>146</u>	RESPONSE re <u>145</u> Order ( <i>Declaration of Janice Buffler</i> ) by Department of Defense. (London, Ellen) (Filed on 11/13/2019) (Entered: 11/13/2019)
11/13/2019	<u>147</u>	NOTICE by Lockheed Martin Corporation re <u>145</u> Order ( <i>Notice of Vaughn Index Review</i> ) (Chun, A.) (Filed on 11/13/2019) (Entered: 11/13/2019)
11/14/2019	<u>148</u>	<b>Minute Entry for proceedings held before Judge William Alsup: Motion Hearing re <u>107</u> MOTION for Summary Judgment held on 11/14/2019. Matter taken under submission. Court to issue written order. (Total Time in Court: 40 minutes.)</b>  Court Reporter: Katherine Sullivan. Plaintiff Attorney: Karl Olson, Aaron Field. Defendant Attorney: Ellen London, Savith Iyengar. Intervenor: Anuj Vohra, Monica Sterling.  <i>(This is a text–only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Date Filed: 11/14/2019) (Entered: 11/14/2019)
11/14/2019	<u>149</u>	TRANSCRIPT ORDER for proceedings held on 11/14/2019 before Judge William Alsup by American Small Business League, for Court Reporter Katherine Sullivan. (Olson, Karl) (Filed on 11/14/2019) (Entered: 11/14/2019)
11/15/2019	<u>150</u>	Transcript of Proceedings held on 11–14–19, before Judge William H. Alsup. Court Reporter Katherine Powell Sullivan, Katherine_Sullivan@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>149</u> Transcript Order ) Release of Transcript Restriction set for 2/13/2020. (Related documents(s) <u>149</u> ) (Sullivan, Katherine) (Filed on 11/15/2019) (Entered: 11/15/2019)
11/18/2019	<u>151</u>	TRANSCRIPT ORDER for proceedings held on 11/14/2019 before Judge William Alsup by Lockheed Martin Corporation, for Court Reporter Katherine Sullivan. (Chun, A.) (Filed on 11/18/2019) (Entered: 11/18/2019)
11/22/2019	<u>152</u>	NOTICE by Department of Defense (London, Ellen) (Filed on 11/22/2019) (Entered: 11/22/2019)
11/24/2019	<u>153</u>	<b>ORDER ON <u>107</u> JOINT MOTION FOR SUMMARY JUDGMENT. Signed by Judge William Alsup. (whalc2, COURT STAFF) (Filed on 11/24/2019) (Entered: 11/24/2019)</b>

12/02/2019	<u>154</u>	STIPULATION WITH PROPOSED ORDER <i>Extending Time To File Motion For Attorneys Fees Under Local Rule 54-5</i> filed by American Small Business League and Department of Defense. (Olson, Karl) (Filed on 12/2/2019) Modified on 12/2/2019 (amgS, COURT STAFF). (Entered: 12/02/2019)
12/03/2019	<u>155</u>	NOTICE of Agency Action by Department of Defense re <u>152</u> Notice (Other) (London, Ellen) (Filed on 12/3/2019) Modified on 12/3/2019 (amgS, COURT STAFF). (Entered: 12/03/2019)
12/04/2019	<u>156</u>	<b>ORDER DENYING <u>154</u> STIPULATION TO EXTENSION. Signed by Judge Alsup. (whalc2, COURT STAFF) (Filed on 12/4/2019) (Entered: 12/04/2019)</b>
12/05/2019	<u>157</u>	STIPULATION WITH PROPOSED ORDER <i>Referring the Issue of Attorney's Fees and Costs to Magistrate Judge</i> filed by Department of Defense and American Small Business League. (London, Ellen) (Filed on 12/5/2019) Modified on 12/6/2019 (amgS, COURT STAFF). (Entered: 12/05/2019)
12/09/2019	<u>158</u>	<b>ORDER DENYING <u>157</u> STIPULATED REFERRAL TO MAGISTRATE. Signed by Judge Alsup. (whalc2, COURT STAFF) (Filed on 12/9/2019) (Entered: 12/09/2019)</b>
12/09/2019	<u>159</u>	MOTION for Attorney Fees filed by American Small Business League. Motion Hearing set for 2/13/2020 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 12/23/2019. Replies due by 12/30/2019. (Attachments: # <u>1</u> Declaration of Karl Olson, # <u>2</u> Declaration of Lloyd Chapman, # <u>3</u> Declaration of Thomas R. Burke, # <u>4</u> Declaration of Gay Crosthwait Grundelf, # <u>5</u> Declaration of Michael F. Ram)(Olson, Karl) (Filed on 12/9/2019) (Entered: 12/09/2019)
12/09/2019	<u>160</u>	Proposed Order re <u>159</u> MOTION for Attorney Fees by American Small Business League. (Olson, Karl) (Filed on 12/9/2019) (Entered: 12/09/2019)
12/23/2019	<u>161</u>	OPPOSITION/RESPONSE (re <u>159</u> MOTION for Attorney Fees ) filed by Department of Defense. (Attachments: # <u>1</u> Declaration of Ellen London (Exhibits A – T))(London, Ellen) (Filed on 12/23/2019) (Entered: 12/23/2019)
12/30/2019	<u>162</u>	REPLY (re <u>159</u> MOTION for Attorney Fees ) <i>Brief In Support of Motion for Award of Attorney's Fees and Costs</i> filed by American Small Business League. (Attachments: # <u>1</u> Declaration of Karl Olson)(Olson, Karl) (Filed on 12/30/2019) (Entered: 12/30/2019)
02/03/2020	<u>163</u>	NOTICE of Settlement by American Small Business League re <u>159</u> MOTION for Attorney Fees (Olson, Karl) (Filed on 2/3/2020) Modified on 2/4/2020 (mclS, COURT STAFF). (Entered: 02/03/2020)
04/13/2020	<u>164</u>	STIPULATION WITH PROPOSED ORDER re <u>58</u> Order on Motion for Summary Judgment, <u>153</u> Order on Motion for Summary Judgment filed by American Small Business League. (Olson, Karl) (Filed on 4/13/2020) (Entered: 04/13/2020)
04/14/2020	<u>165</u>	<b>ORDER GRANTING (AS MODIFIED) <u>164</u> LEAVE TO FILE MOTION TO COMPEL. SIGNED BY JUDGE ALSUP. (whalc2, COURT STAFF) (Filed on 4/14/2020) (Entered: 04/14/2020)</b>
04/23/2020	<u>166</u>	First MOTION to Compel <i>Compliance</i> filed by American Small Business League. Motion Hearing set for 5/28/2020 08:00 AM in San Francisco, Courtroom 12, 19th Floor before Judge William Alsup. Responses due by 5/7/2020. Replies due by 5/14/2020. (Attachments: # <u>1</u> Declaration of Karl Olson, # <u>2</u> Proposed Order)(Olson, Karl) (Filed on 4/23/2020) (Entered: 04/23/2020)
05/07/2020	<u>167</u>	OPPOSITION/RESPONSE (re <u>166</u> First MOTION to Compel <i>Compliance</i> ) filed by Department of Defense. (Attachments: # <u>1</u> Declaration of Savith Iyengar (Exhibits A–K), # <u>2</u> Declaration of Susannah L. Raheb, # <u>3</u> Declaration of Martha L. Crawford, # <u>4</u> Proposed Order)(Iyengar, Savith) (Filed on 5/7/2020) (Entered: 05/07/2020)
05/14/2020	<u>168</u>	REPLY (re <u>166</u> First MOTION to Compel <i>Compliance</i> ) filed by American Small Business League. (Olson, Karl) (Filed on 5/14/2020) (Entered: 05/14/2020)
05/22/2020	<u>169</u>	<b>ORDER RE HEARING DUE TO PUBLIC HEALTH CONCERN. Signed by Judge Alsup on 5/22/2020. (whalc2, COURT STAFF) (Filed on 5/22/2020)</b>

		(Entered: 05/22/2020)
05/22/2020	170	CLERK'S NOTICE RE 5/28/2020 HEARING: Motion Hearing re <u>166</u> MOTION to Compel set for 5/28/2020 08:00 AM before Judge William Alsup will be held by telephone. The Court circulates the following dial-in information to allow the equivalent of a public hearing:  <b>Teleconference Number: 888-684-8852</b> <b>Access Code: 3707514</b>  Please allow adequate time to check-in with the courtroom deputy by connecting to the teleconference line 10 minutes prior to the scheduled start time.  <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Filed on 5/22/2020) (Entered: 05/22/2020)
05/28/2020	<u>171</u>	NOTICE by Department of Defense of Agency Action (Iyengar, Savith) (Filed on 5/28/2020) (Entered: 05/28/2020)
05/28/2020	172	<b>Minute Entry for proceedings held before Judge William Alsup: Telephonic Motion Hearing re <u>166</u> First MOTION to Compel Compliance held on 5/28/2020. Matter taken under submission. Court to issue written order. (Total Time in Court: 43 minutes.)</b>  Court Reporter: Belle Ball. Plaintiff Attorney: Karl Olson, Aaron Field. Plaintiff Representative: Lloyd Chapman. Defendant Attorney: Savith Iyengar. Intervenor: Anuj Vohra, Daniel Wolff.  <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tlhS, COURT STAFF) (Date Filed: 5/28/2020) (Entered: 05/28/2020)
05/29/2020	<u>173</u>	TRANSCRIPT ORDER for proceedings held on 5/28/2020 before Judge William Alsup by American Small Business League, for Court Reporter Belle Ball. (Olson, Karl) (Filed on 5/29/2020) (Entered: 05/29/2020)
06/05/2020	<u>174</u>	<b>ORDER GRANTING IN PART AND DENYING IN PART <u>166</u> MOTION TO COMPEL. SIGNED BY JUDGE ALSUP. (whalc2, COURT STAFF) (Filed on 6/5/2020) (Entered: 06/05/2020)</b>
06/05/2020	<u>175</u>	Transcript of Proceedings held telephonically on May 28, 2020, before Judge William Alsup. Court Reporter Belle Ball, CSR, CRR, RDR, telephone number (415)373-2529, belle_ball@cand.uscourts.gov. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>173</u> Transcript Order ) Release of Transcript Restriction set for 9/3/2020. (Related documents(s) <u>173</u> ) (ballbb15S, COURT STAFF) (Filed on 6/5/2020) (Entered: 06/05/2020)
06/09/2020	<u>176</u>	STIPULATION WITH PROPOSED ORDER re <u>174</u> Order on Motion to Compel filed by American Small Business League. (Olson, Karl) (Filed on 6/9/2020) (Entered: 06/09/2020)
06/10/2020	<u>177</u>	<b>ORDER GRANTING <u>176</u> STIPULATED EXTENSION. SIGNED BY JUDGE ALSUP. (whalc2, COURT STAFF) (Filed on 6/10/2020) (Entered: 06/10/2020)</b>
07/02/2020	<u>178</u>	NOTICE by Department of Defense of Agency Action (Iyengar, Savith) (Filed on 7/2/2020) (Entered: 07/02/2020)
07/06/2020	<u>179</u>	STIPULATION WITH PROPOSED ORDER re <u>174</u> Order on Motion to Compel filed by American Small Business League. (Attachments: # <u>1</u> Declaration)(Olson, Karl) (Filed on 7/6/2020) (Entered: 07/06/2020)